# ASSEMBLY BILL                    No. 1531

### Introduced by Assembly Member Longville

February 21, 2003

An act to amend Sections 316, 1000, 1001, 1201, and 1202 of the Elections Code, relating to statewide primary elections.

LEGISLATIVE COUNSEL'S DIGEST

AB 1531, as introduced, Longville.   Statewide primary election.

Existing law requires that the statewide direct primary election be held on the first Tuesday in March in each even-numbered year. It requires that, in any year evenly divisible by the number 4, the statewide direct primary election be consolidated with the presidential primary held on the first Tuesday in March in those years.

This bill would instead require that the statewide direct primary election be held on the first Tuesday after the first Monday in June of each even-numbered year. It would retain the requirement that the presidential primary election be held on the first Tuesday in March in any year evenly divisible by the number 4, but would instead require that the statewide direct primary election not be consolidated with the presidential primary election in those years.

This bill, by adding to the duties of local elections officials, would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed $1,000,000 statewide

and other procedures for claims whose statewide costs exceed $1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1     SECTION 1.   Section 316 of the Elections Code is amended
2 to read:
3     316.   "Direct primary" is the primary election held on the first
4 Tuesday *after the first Monday* in ~~March~~ *June* in each
5 even-numbered year, to nominate candidates to be voted for at the
6 ensuing general election or to elect members of a party central
7 committee.
8     SEC. 2.   Section 1000 of the Elections Code is amended to
9 read:
10     1000.   The established election dates in each year are as
11 follows:
12     (a)  The second Tuesday of April in each even-numbered year.
13     (b)  The first Tuesday after the first Monday in March of each
14 odd-numbered year.
15     (c)  The first Tuesday in March in ~~each even-numbered year~~ *in*
16 *any year that is evenly divisible by the number 4.*
17     (d)  The first Tuesday after the first Monday in June of each
18 ~~odd-numbered~~ year.
19     (e)  The first Tuesday after the first Monday in November of
20 each year.
21     SEC. 3.   Section 1001 of the Elections Code is amended to
22 read:
23     1001.   Elections held in ~~March~~ *June* and November of each
24 even-numbered year are statewide elections and these dates are
25 statewide election dates.
26     SEC. 4.   Section 1201 of the Elections Code is amended to
27 read:

1    1201.   ~~(a)~~ The statewide direct primary shall be held on the
2  first Tuesday *after the first Monday* in ~~March~~ *June* of each
3  even-numbered year.
4    ~~(b) Notwithstanding subdivision (a), in any year which is~~
5  ~~evenly divisible by the number four, the statewide direct primary~~
6  ~~shall be held on the first Tuesday in March and shall be~~
7  ~~consolidated with the presidential primary held in that year.~~
8    SEC. 5.   Section 1202 of the Elections Code is amended to
9  read:
10    1202.   The presidential primary shall be held on the first
11  Tuesday in March in any year evenly divisible by the number four
12  *and may not be consolidated with the statewide direct primary held*
13  *in that year.*
14    SEC. 6.   Notwithstanding Section 17610 of the Government
15  Code, if the Commission on State Mandates determines that this
16  act contains costs mandated by the state, reimbursement to local
17  agencies and school districts for those costs shall be made pursuant
18  to Part 7 (commencing with Section 17500) of Division 4 of Title
19  2 of the Government Code. If the statewide cost of the claim for
20  reimbursement does not exceed one million dollars ($1,000,000),
21  reimbursement shall be made from the State Mandates Claims
22  Fund.

O